

REMARKS

Claims 93-128 are pending in this application. Applicant has cancelled Claims 57-92, without prejudice, and Applicant has added new Claims 93-128. Applicant has also deleted the Abstract of the Disclosure and has substituted therefor the new Abstract of the Disclosure which is attached hereto on a separate sheet.

Applicant respectfully submits that the newly added Claims 93-128 do not contain new matter. Applicant further respectfully submits that the new Abstract of the Disclosure does not contain new matter.

Applicant respectfully submits that the present invention, as defined by pending claims 93-128, is patentable over the prior art.

I. DEFINITIONS:

Applicant uses the phrase "at least one of . . . and . . ." in certain of the claims. In each instance, the list of items contained in the "at least one of . . . and . . ." is a disjunctive list. In all instances, the phrase "at

least one of . . . and . . ." means only one item from the list, or any combination of items in the list.

Applicant respectfully submits that the phrase having the form "at least one of A and B", where each of A and B is either a term or a phrase, the phrase "at least one of A and B" means "only A, only B, or A and B". In instances in which three or more terms and/or phrases are present in an "at least one of . . . and . . ." phrase, Applicant provides the following example definitions: the phrase "at least one of A, B, and C" means "only A, only B, only C, or any combination of A, B, and C"; the phrase "at least one of A, B, C, and D" means "only A, only B, only C, only D, or any combination of A, B, C, and D"; the phrase "at least one of A, B, C, D, and E" means "only A, only B, only C, only D, only E, or any combination of A, B, C, D, and E", and so on.

For example, in Claim 93, the phrase "at least one of a periodical, a newspaper, and a magazine" means "only a periodical, only a newspaper, only a magazine, or any combination of a periodical, a newspaper, and a magazine".

With regard to instances where Applicant has provided lexicography for certain terms or phrases in the

Specification, Applicant respectfully directs to the Examiner to page 27 of the Specification, as originally filed, for definitions regarding "subscription provider", "subscription fulfillment provider", and "subscriber".

Applicant acknowledges the Examiner's providing of the definitions for the terms or phrases provided at pages 9-11 of the Office Action, mailed March 8, 2005.

II. APPLICANT'S RESPONSES TO THE EXAMINER'S COMMENTS:

Regarding the Examiners comments on page 3 of the Office Action, mailed March 8, 2005, in all instances, all lists used in phrases having the form "at least one of . . . and . . ." are disjunctive.

Regarding item 17 on page 6 of the Office Action, mailed March 8, 2005, with the exception of Applicant's lexicography on page 27 of the originally filed Specification, and Applicant's definition of the phrases having the form "at least one of . . . and . . .", Applicant does not believe that any other clear lexicography exists in the record. Except for instances where clear lexicography is provided, Applicant acknowledges the Examiner's presumption

that all claim limitations have their ordinary and customary meaning and that the Examiner will interpret the claims with their "broadest reasonable interpretation".

With regard to the Examiner's comments in items 22 and 23 on pages 12-13 of the Office Action, mailed March 8, 2005, Applicant respectfully submits that Claims 57-92 have been cancelled, without prejudice, and that new Claims 93-128 have been added. Applicant respectfully submits that the new Claims 93-128 are each directed to a "computer implemented method".

With regard to the Examiner's comments in item 24 on page 13 of the Office Action, mailed March 8, 2005, Applicant respectfully submits that that pending Claims 93-128 do not recite any product-by-process limitations.

III. THE 35 U.S.C. §112 OBJECTIONS AND "FORMAL" MATTERS:

The Examiner objected to Claims 57-92 under 35 U.S.C. §112, 2nd paragraph, "as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention." As noted above, Applicant has cancelled Claims 57-92, without

prejudice, and Applicant has added new Claims 93-128. Applicant respectfully submits that the newly added Claims 93-128 do not contain new matter. Applicant respectfully submits that, in all instances, lists of items claimed in phrases having the form "at least one of . . . and . . ." are disjunctive.

Applicant respectfully submits that Claims 93-128 are in compliance with 35 U.S.C. §112. In view of the foregoing, it is respectfully requested that the Examiner's rejection under 35 U.S.C. §112 be withdrawn.

IV. THE 35 U.S.C. §102 AND §103 REJECTIONS:

The Examiner asserts that Claims 57-92 are rejected under 35 U.S.C. §102(e) as being anticipated by Loeb, et al., U.S. Patent No. 6,014,641 (Loeb). The Examiner also asserts that Claims 57-92 are rejected under 35 U.S.C. §103(a) as being unpatentable over Loeb.

As noted above, Applicant has cancelled Claims 57-92, without prejudice, and Applicant has added new Claims 93-128. Applicant submits that Claims 93-128 do not contain new matter. Applicant respectfully submits that the present

invention, as defined by Claims 93-128, is patentable over the prior art.

IVA. THE PRESENT INVENTION, AS DEFINED BY CLAIMS 93-105, IS PATENTABLE OVER THE PRIOR ART:

Applicant respectfully submits that the present invention, as defined by Claims 93-105, is patentable over the prior art.

Applicant respectfully submits that the present invention, as defined by independent Claim 93, is patentable over the prior art. Applicant respectfully submits that the present invention, as defined by independent Claim 93, is patentable over Loeb. Applicant respectfully submits that Loeb does not disclose or suggest the present invention, as defined by independent Claim 93.

Applicant respectfully submits that Loeb does not disclose or suggest many of the specifically recited features of independent Claim 93 and, therefore, Loeb does not disclose or suggest all of the specifically recited features of independent Claim 93.

Applicant submits that Loeb does not disclose or suggest a computer-implemented method for providing information regarding a subscription, comprising receiving information including a request to receive, or a request to pick-up, a printed issue of at least one of a periodical, a newspaper, and a magazine, at a retail facility or at a store, pursuant to a subscription, all of which features are specifically recited features of independent Claim 93.

Loeb does not disclose or suggest a request to receive, or a request to pick-up, a printed issue of at least one of a periodical, a newspaper, and a magazine, at a retail facility or at a store, pursuant to a subscription.

Applicant further submits that Loeb does not disclose or suggest processing the information regarding a request to receive, or a request to pick-up, a printed issue of at least one of a periodical, a newspaper, and a magazine, with a processing device, wherein the processing device determines a status of the subscription or a number of issues of the at least one of a periodical, a newspaper, and a magazine, remaining to be fulfilled pursuant to the subscription, all of which features are still other specifically recited features of independent Claim 93.

Applicant further submits that Loeb does not disclose or suggest generating a message in response to the information regarding a request to receive, or a request to pick-up, a printed issue of at least one of a periodical, a newspaper, and a magazine, wherein the message contains information regarding an authorization or a denial of the request to receive, or the request to pick-up, the printed issue of at least one of a periodical, a newspaper, and a magazine, all of which features are yet other specifically recited features of independent Claim 93.

In view of the foregoing, Applicant respectfully submits that Loeb does not disclose or suggest many of the specifically recited features of independent Claim 93 and, therefore, Loeb does not disclose or suggest all of the specifically recited features of independent Claim 93.

In view of the foregoing, Applicant respectfully submits that the present invention, as defined by independent Claim 93, is patentable over Loeb. Allowance of independent Claim 93 is, therefore, respectfully requested.

Applicant further submits that Claims 94-105 which claims depend directly from independent Claim 93, so as to include all of the features and limitations of independent Claim 93, are also patentable as said Claims 93-105 depend from allowable subject matter.

Regarding Claim 94, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 93, wherein the subscription is an existing subscription, and further wherein the apparatus is a subscription fulfillment processing computer.

Regarding Claim 95, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 93, wherein the computer-implemented method is performed in connection with at least one of a network computer, an Internet server computer, and a web site server computer.

Regarding Claim 96, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 93, wherein the computer-implemented method is performed on or over at least one of the Internet, the World Wide Web, and an intranet.

Regarding Claim 97, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 93, further comprising transmitting the information including a request to receive, or a request to pick-up, a printed issue of at least one of a periodical, a newspaper, and a magazine, from a point-of-transaction device located at the retail facility or at the store.

Regarding Claim 98, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 93, wherein the information including a request to receive, or a request to pick-up, a printed issue of at least one of a periodical, a newspaper, and a magazine, further includes at least one of an access code, a personal identification number, and subscription information stored on at least one of an account card, a smart card, a credit card, a charge card, a debit card, and a value card.

Regarding Claim 99, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 93, further comprising determining whether the subscription is active or not active.

Regarding Claim 100, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 93, further comprising determining whether an issue or issues remain to be fulfilled on the subscription or whether a maximum time period or a duration of the subscription has expired.

Regarding Claim 101, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 93, further comprising recording information regarding a delivery of a printed issue of the at least one of a periodical, a newspaper, and a magazine, pursuant to the subscription at the retail facility or at the store.

Regarding Claim 102, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 93, wherein the computer-implemented method is used to perform a subscription fulfillment service for the subscription, wherein the subscription provides a pre-defined number of a printed issue of the at least one of a periodical, a newspaper, and a magazine, over a pre-specified time period which exceeds a normal time period for receiving all of the pre-defined

number of the printed issue of the at least one of a periodical, a newspaper, and a magazine.

Regarding Claim 103, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 93, wherein the retail facility or the store is at least one of a retail store, a retailer, a retail outlet, a newsstand, a magazine stand, a point-of-sale location, and a pick-up location.

Regarding Claim 104, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 93, further comprising generating a second message and transmitting the second message to at least one of a point-of-sale transaction device and a communication device associated with an individual associated with the subscription, wherein the second message contains information regarding at least one of an available subscription, a subscription sale or subscription special, an available new issue, a renewal notice, an extension notice, a termination notice, a subscription creation or initiation notice, a shipment of at least one of a subscription issue, a good, and a service, to a retail facility or a store, and an

arrival of at least one of a subscription issue, a good, and a service, at a retail facility or at a store.

Regarding Claim 105, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 93, further comprising linking a point-of-sale transaction device to a subscription processing computer for facilitating a re-opening or a renewal of the subscription.

Allowance of pending Claims 93-105 is, therefore, respectfully requested.

IVB. THE PRESENT INVENTION, AS DEFINED BY CLAIMS 106-112, IS PATENTABLE OVER THE PRIOR ART:

Applicant respectfully submits that the present invention, as defined by Claims 106-112, is patentable over the prior art.

Applicant respectfully submits that the present invention, as defined by independent Claim 106, is patentable over the prior art. Applicant respectfully submits that the present invention, as defined by independent Claim 106, is patentable over Loeb. Applicant respectfully submits that

Loeb does not disclose or suggest the present invention, as defined by independent Claim 106.

Applicant respectfully submits that Loeb does not disclose or suggest many of the specifically recited features of independent Claim 106 and, therefore, Loeb does not disclose or suggest all of the specifically recited features of independent Claim 106.

Applicant submits that Loeb does not disclose or suggest a computer-implemented method for providing subscription information, comprising inputting information including a request to receive, or a request to pick-up, a printed issue of at least one of a periodical, a newspaper, and a magazine, at a retail facility or at a store, pursuant to a subscription, wherein the subscription is an existing subscription, all of which features are specifically recited features of independent Claim 106.

Loeb does not disclose or suggest a request to receive, or a request to pick-up, a printed issue of at least one of a periodical, a newspaper, and a magazine, at a retail facility or at a store, pursuant to a subscription.

Applicant further submits that Loeb does not disclose or suggest processing the information including a request to receive, or a request to pick-up, a printed issue of at least one of a periodical, a newspaper, and a magazine, with a processing device, wherein the information further includes information regarding the subscription, and generating a request with the processing device, all of which features are still other specifically recited features of independent Claim 106.

Applicant further submits that Loeb does not disclose or suggest transmitting the request to a subscription fulfillment computer, receiving a response to the request from the subscription fulfillment computer, and displaying information contained in the response via a display device or outputting information contained in the response via an output device, wherein the response contains information for authorizing or denying the request to receive, or the request to pick-up, the printed issue of the at least one of a periodical, a newspaper, and a magazine, at the retail facility or at the store, all of which features are still other specifically recited features of independent Claim 106.

In view of the foregoing, Applicant respectfully submits that Loeb does not disclose or suggest many of the specifically recited features of independent Claim 106 and, therefore, Loeb does not disclose or suggest all of the specifically recited features of independent Claim 106.

In view of the foregoing, Applicant respectfully submits that the present invention, as defined by independent Claim 106, is patentable over Loeb. Allowance of independent Claim 106 is, therefore, respectfully requested.

Applicant further submits that Claims 107-112 which claims depend directly from independent Claim 106, so as to include all of the features and limitations of independent Claim 106, are also patentable as said Claims 107-112 depend from allowable subject matter.

Regarding Claim 107, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 106, wherein the input device comprises at least one of a keypad and a reading device, wherein the reading device at least one of reads and scans subscription information from at least one of an account card,

a credit card, a charge card, a debit card, a value card, and a smart card.

Regarding Claim 108, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 106, wherein the output device comprises a printer for printing information contained in the response.

Regarding Claim 109, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 106, wherein the computer-implemented method involves communicating with a subscription processing computer to at least one of initiate a subscription, renew a subscription, extend a subscription, cancel a subscription, and terminate a subscription.

Regarding Claim 110, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 106, wherein the computer-implemented method is performed in connection with at least one of the Internet, the World Wide Web, and an intranet.

Regarding Claim 111, Applicant respectfully submits

that Loeb does not disclose or suggest the computer-implemented method of Claim 106, wherein the request contains at least one of an access code, a personal identification number, and subscription information stored on at least one of an account card, a smart card, a credit card, a charge card, a debit card, and a value card.

Regarding Claim 112, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 106, wherein the computer-implemented method is utilized to perform a subscription fulfillment service for the subscription, wherein the subscription provides a pre-defined number of a printed issue of at least one of a periodical, a newspaper, and a magazine, over a pre-specified time period which exceeds a normal time period for receiving all of the pre-defined number of printed issues of the at least one of a periodical, a newspaper, a magazine, a good, and a service.

Allowance of pending Claims 106-112 is, therefore, respectfully requested.

IVC. THE PRESENT INVENTION, AS DEFINED BY CLAIMS 113-121, IS PATENTABLE OVER THE PRIOR ART:

Applicant respectfully submits that the present invention, as defined by Claims 113-121, is patentable over the prior art.

Applicant respectfully submits that the present invention, as defined by independent Claim 113, is patentable over the prior art. Applicant respectfully submits that the present invention, as defined by independent Claim 113, is patentable over Loeb. Applicant respectfully submits that Loeb does not disclose or suggest the present invention, as defined by independent Claim 113.

Applicant respectfully submits that Loeb does not disclose or suggest many of the specifically recited features of independent Claim 113 and, therefore, Loeb does not disclose or suggest all of the specifically recited features of independent Claim 113.

Applicant submits that Loeb does not disclose or suggest a computer-implemented method for providing subscription information, comprising storing subscription information in a memory device and processing a request to at

least one of create a subscription and initiate a subscription utilizing the information stored in the memory device, wherein the request contains information regarding a request to receive a pre-specified number of printed issues of at least one of a periodical, a newspaper, and a magazine, over a pre-specified time period, wherein the pre-specified time period exceeds a normal time period for receiving all of the pre-specified number of printed issues of at least one of a periodical, a newspaper, and a magazine, wherein the request is processed with a processing device, all of which features are specifically recited features of independent Claim 113.

Loeb does not disclose or suggest the recited request which contains information regarding a request to receive a pre-specified number of printed issues of at least one of a periodical, a newspaper, and a magazine, over a pre-specified time period, wherein the pre-specified time period exceeds a normal time period for receiving all of the pre-specified number of printed issues of at least one of a periodical, a newspaper, and a magazine. Further, Loeb does not disclose or suggest processing the recited request.

In view of the foregoing, Applicant respectfully submits that Loeb does not disclose or suggest many of the

specifically recited features of independent Claim 113 and, therefore, Loeb does not disclose or suggest all of the specifically recited features of independent Claim 113.

In view of the foregoing, Applicant respectfully submits that the present invention, as defined by independent Claim 113, is patentable over Loeb. Allowance of independent Claim 113 is, therefore, respectfully requested.

Applicant further submits that Claims 114-121 which claims depend directly from independent Claim 113, so as to include all of the features and limitations of independent Claim 113, are also patentable as said Claims 114-112 depend from allowable subject matter.

Regarding Claim 114, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 113, wherein the subscription is flexible in a length of a subscription period.

Regarding Claim 115, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 113, wherein the request is

transmitted from at least one of the communication device and the point-of-sale transaction device.

Regarding Claim 116, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 113, wherein the computer-implemented method is performed in connection with at least one of the Internet, the World Wide Web, and an intranet.

Regarding Claim 117, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 113, wherein the processing device is linked to a subscription fulfillment computer.

Regarding Claim 118, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 113, further comprising generating a second message and transmitting the second message to at least one of the communication device and the point-of-sale transaction device, wherein the second message contains information regarding at least one of an available subscription, a subscription sale or subscription special, an available new issue, a renewal notice, an extension notice, a termination notice, a subscription creation or initiation

notice, a shipment of at least one of a subscription issue, a good, and a service, to a retail facility or a store, and an arrival of at least one of a subscription issue, a good, and a service, at a retail facility or a store.

Regarding Claim 119, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 113, further comprising receiving and processing information for at least one of making a change to the subscription, renewing the subscription, extending a term of the subscription, lengthening the subscription, shortening the subscription, and changing a condition regarding the subscription.

Regarding Claim 120, Applicant respectfully submits that Loeb does not disclose or suggest the computer-implemented method of Claim 113, further comprising receiving and processing information regarding a change of a retail facility or a store from which at least one of a pick-up, a receipt, and a delivery, pursuant to the subscription can be made.

Regarding Claim 121, Applicant respectfully submits

that Loeb does not disclose or suggest the computer-implemented method of Claim 113, wherein the message contains information for authorizing or providing a pick-up or receipt of a first of at least one of an issue of the at least one of a periodical, a newspaper, a magazine, a good, and a service, pursuant to the subscription at a time of creation or initiation of the subscription.

Allowance of pending Claims 113-121 is, therefore, respectfully requested.

IVD. THE PRESENT INVENTION, AS DEFINED BY CLAIM 122, IS PATENTABLE OVER THE PRIOR ART:

Applicant respectfully submits that the present invention, as defined by Claim 122, is patentable over the prior art. Applicant respectfully submits that the present invention, as defined by independent Claim 122, is patentable over Loeb. Applicant respectfully submits that Loeb does not disclose or suggest the present invention, as defined by independent Claim 122.

Applicant respectfully submits that Loeb does not disclose or suggest many of the specifically recited features of independent Claim 122 and, therefore, Loeb does not

disclose or suggest all of the specifically recited features of independent Claim 122.

Applicant submits that Loeb does not disclose or suggest a computer-implemented method for providing information regarding a subscription, comprising storing subscription information in a memory device and processing a request for a subscription utilizing the information stored in the memory device, wherein the request contains information regarding a request to receive a pre-specified number of printed issues of the at least one of a periodical, a newspaper, and a magazine, over a pre-specified time period, and a retail facility or a store from which the printed issues of the at least one of a periodical, a newspaper, and a magazine, can be picked-up or received, wherein the request is processed with a processing device, all of which features are specifically recited features of independent Claim 122.

Loeb does not disclose or suggest processing the recited request which contains information regarding a request to receive a pre-specified number of printed issues of the at least one of a periodical, a newspaper, and a magazine, over a pre-specified time period, and a retail

facility or a store from which the printed issues of the at least one of a periodical, a newspaper, and a magazine, can be picked-up or received.

In view of the foregoing, Applicant respectfully submits that Loeb does not disclose or suggest many of the specifically recited features of independent Claim 122 and, therefore, Loeb does not disclose or suggest all of the specifically recited features of independent Claim 122.

In view of the foregoing, Applicant respectfully submits that the present invention, as defined by independent Claim 122, is patentable over Loeb. Allowance of independent Claim 122 is, therefore, respectfully requested.

IVE. THE PRESENT INVENTION, AS DEFINED BY CLAIMS 123-125, IS PATENTABLE OVER THE PRIOR ART:

Applicant respectfully submits that the present invention, as defined by Claims 123-125, is patentable over the prior art.

Applicant respectfully submits that the present invention, as defined by independent Claim 123, is patentable over the prior art. Applicant respectfully submits that the

present invention, as defined by independent Claim 123, is patentable over Loeb. Applicant respectfully submits that Loeb does not disclose or suggest the present invention, as defined by independent Claim 123.

Applicant respectfully submits that Loeb does not disclose or suggest many of the specifically recited features of independent Claim 123 and, therefore, Loeb does not disclose or suggest all of the specifically recited features of independent Claim 123.

Applicant submits that Loeb does not disclose or suggest a computer-implemented method for providing information regarding a subscription, comprising receiving a request to receive, or to pick-up, a ticket to at least one of a sporting event, an entertainment event, and a performance, at a retail facility or a store pursuant to a subscription, wherein the request contains information regarding the subscription, all of which features are specifically recited features of independent Claim 123.

Loeb does not disclose or suggest the recited request to receive, or to pick-up, a ticket to at least one of a sporting event, an entertainment event, and a performance, at

a retail facility or a store pursuant to a subscription, wherein the request contains information regarding the subscription. Further, Loeb does not disclose or suggest receiving the recited request.

Applicant submits that Loeb does not disclose or suggest processing the request with a processing device and determining at least one of a status of the subscription and a number of tickets to at least one of a sporting event, an entertainment event, and a performance, remaining to be fulfilled pursuant to the subscription, all of which features are still other specifically recited features of independent Claim 123.

Loeb does not disclose or suggest processing the recited request with a processing device and, further, Loeb does not disclose or suggest determining at least one of a status of the subscription and a number of tickets to at least one of a sporting event, an entertainment event, and a performance, remaining to be fulfilled pursuant to the subscription.

Applicant submits that Loeb does not disclose or suggest generating a message in response to the request,

wherein the message contains information regarding an authorization or a denial to provide the ticket, and transmitting the message to a point-of-sale transaction device located at the retail facility or the store, all of which features are yet other specifically recited features of independent Claim 123.

In view of the foregoing, Applicant respectfully submits that Loeb does not disclose or suggest many of the specifically recited features of independent Claim 123 and, therefore, Loeb does not disclose or suggest all of the specifically recited features of independent Claim 123.

In view of the foregoing, Applicant respectfully submits that the present invention, as defined by independent Claim 123, is patentable over Loeb.

Applicant further submits that Claims 124 and 125 which claims depend directly from independent Claim 123, so as to include all of the features and limitations of independent Claim 123, are also patentable as said Claims 124 and 125 depend from allowable subject matter.

Regarding Claim 124, Loeb does not disclose or suggest the computer-implemented method of Claim 123, wherein the request includes at least one of an access code, a personal identification number, and subscription information stored on at least one of an account card, a smart card, a credit card, a charge card, a debit card, and a value card.

Regarding Claim 125 Loeb does not disclose or suggest the computer-implemented method of Claim 123, further comprising at least one of determining whether the subscription is active or not active, determining whether any number of tickets remain to be fulfilled on the subscription or whether a maximum time period or a duration of the subscription has expired, recording a fulfillment of a delivery of the ticket pursuant to the subscription, decreasing by one a number of tickets remaining to be fulfilled on the subscription, and performing record updating for the subscription account corresponding to the subscription.

Allowance of pending Claims 123-125 is, therefore, respectfully requested.

IVF. THE PRESENT INVENTION, AS DEFINED BY CLAIM 126, IS
PATENTABLE OVER THE PRIOR ART:

Applicant respectfully submits that the present invention, as defined by Claim 126, is patentable over the prior art. Applicant respectfully submits that the present invention, as defined by independent Claim 126, is patentable over Loeb. Applicant respectfully submits that Loeb does not disclose or suggest the present invention, as defined by independent Claim 126.

Applicant respectfully submits that Loeb does not disclose or suggest many of the specifically recited features of independent Claim 126 and, therefore, Loeb does not disclose or suggest all of the specifically recited features of independent Claim 126.

Applicant submits that Loeb does not disclose or suggest a computer-implemented method for providing information regarding a subscription, comprising inputting information regarding a request to receive, or a request to pick-up, a ticket to at least one of a sporting event, an entertainment event, and a performance, at a retail facility or a store pursuant to a subscription, wherein the subscription is an existing subscription, all of which

features are specifically recited features of independent Claim 126.

Loeb does not disclose or suggest a request to receive, or a request to pick-up, a ticket to at least one of a sporting event, an entertainment event, and a performance, at a retail facility or a store pursuant to a subscription. Further, Loeb does not disclose or suggest inputting information regarding the recited request to receive or the recited request to pick-up.

Applicant submits that Loeb does not disclose or suggest processing the information regarding a request to receive, or a request to pick-up, a ticket to at least one of a sporting event, an entertainment event, and a performance, at a retail facility or a store pursuant to a subscription, with a processing device, all of which features are still other specifically recited features of independent Claim 126.

Loeb does not disclose or suggest the recited information and, further, Loeb does not disclose or suggest processing the recited information.

Applicant further submits that Loeb does not disclose or suggest generating the request to receive or the request to pick-up with the processing device, transmitting the request to receive or the request to pick-up to a subscription fulfillment computer, and receiving a response to the request to receive or the request to pick-up from the subscription fulfillment computer, all of which features are yet other specifically recited features of independent Claim 126.

Loeb does not disclose or suggest the recited request to receive or the request to pick-up. Further, Loeb does not disclose or suggest the recited response to the request to receive or the request to pick-up.

Applicant further submits that Loeb does not disclose or suggest displaying information contained in the response via a display device or outputting information contained in the response via an output device, wherein the response contains information for authorizing or denying the request to receive, or the request to pick-up, the ticket to at least one of a sporting event, an entertainment event, and a performance, at the retail facility or the store, all of which features are still other specifically recited features of independent Claim 126.

Loeb does not disclose or suggest the recited response which contains information for authorizing or denying the request to receive, or the request to pick-up, the ticket to at least one of a sporting event, an entertainment event, and a performance, at the retail facility or the store.

In view of the foregoing, Applicant respectfully submits that Loeb does not disclose or suggest many of the specifically recited features of independent Claim 126 and, therefore, Loeb does not disclose or suggest all of the specifically recited features of independent Claim 126.

In view of the foregoing, Applicant respectfully submits that the present invention, as defined by independent Claim 126, is patentable over Loeb. Allowance of independent Claim 126 is, therefore, respectfully requested.

IVG. THE PRESENT INVENTION, AS DEFINED BY CLAIM 127, IS PATENTABLE OVER THE PRIOR ART:

Applicant respectfully submits that the present invention, as defined by Claim 127, is patentable over the prior art. Applicant respectfully submits that the present invention, as defined by independent Claim 127, is patentable

over Loeb. Applicant respectfully submits that Loeb does not disclose or suggest the present invention, as defined by independent Claim 127.

Applicant respectfully submits that Loeb does not disclose or suggest many of the specifically recited features of independent Claim 127 and, therefore, Loeb does not disclose or suggest all of the specifically recited features of independent Claim 127.

Applicant submits that Loeb does not disclose or suggest a computer-implemented method for providing information regarding a subscription, comprising storing subscription information in a memory device, wherein the subscription information includes at least one of information regarding a subscription for a number of tickets to at least one of a sporting event, an entertainment event, and a performance, and information for at least one of creating a subscription or initiating a subscription, all of which features are specifically recited features of independent Claim 127.

Loeb does not disclose or suggest the recited subscription information and, further, Loeb does not disclose or suggest storing the recited subscription information.

Applicant further submits that Loeb does not disclose or suggest processing a request to create a subscription or to initiate a subscription with a processing device utilizing the information stored in the memory device, wherein the request contains information regarding a request to receive a pre-specified number of tickets to at least one of a sporting event, an entertainment event, and a performance, over a pre-specified time period, wherein the pre-specified time period exceeds a normal time period for receiving all of the pre-specified number of tickets to the at least one of a sporting event, an entertainment event, and a performance, all of which features are still other specifically recited features of independent Claim 127.

Loeb does not disclose or suggest the recited request and, further, Loeb does not disclose or suggest processing the recited request.

In view of the foregoing, Applicant respectfully submits that Loeb does not disclose or suggest many of the

specifically recited features of independent Claim 127 and, therefore, Loeb does not disclose or suggest all of the specifically recited features of independent Claim 127.

In view of the foregoing, Applicant respectfully submits that the present invention, as defined by independent Claim 127, is patentable over Loeb. Allowance of independent Claim 127 is, therefore, respectfully requested.

IVH. THE PRESENT INVENTION, AS DEFINED BY CLAIM 128, IS PATENTABLE OVER THE PRIOR ART:

Applicant respectfully submits that the present invention, as defined by Claim 128, is patentable over the prior art. Applicant respectfully submits that the present invention, as defined by independent Claim 128, is patentable over Loeb. Applicant respectfully submits that Loeb does not disclose or suggest the present invention, as defined by independent Claim 128.

Applicant respectfully submits that Loeb does not disclose or suggest many of the specifically recited features of independent Claim 128 and, therefore, Loeb does not disclose or suggest all of the specifically recited features of independent Claim 128.

Applicant submits that Loeb does not disclose or suggest a computer-implemented method for providing information regarding a subscription, comprising storing subscription information in a memory device, wherein the subscription information includes at least one of information regarding a subscription for a ticket to at least one of a sporting event, an entertainment event, and a performance, and information for creating a subscription or initiating a subscription, all of which features are specifically recited features of independent Claim 128.

Loeb does not disclose or suggest the recited subscription information and, further, Loeb does not disclose or suggest storing the recited subscription information.

Applicant further submits that Loeb does not disclose or suggest processing a request for a subscription with a processing device utilizing the information stored in the memory device, wherein the request contains information regarding a request to receive a pre-specified number of tickets to at least one of a sporting event, an entertainment event, and a performance, over a pre-specified time period, and a retail facility or a store from which the tickets to

the at least one of a sporting event, an entertainment event, and a performance, can be picked-up or received, all of which features are still other specifically recited features of independent Claim 128.

Loeb does not disclose or suggest the recited request for a subscription and, further, Loeb does not disclose or suggest processing the recited request for a subscription.

In view of the foregoing, Applicant respectfully submits that Loeb does not disclose or suggest many of the specifically recited features of independent Claim 128 and, therefore, Loeb does not disclose or suggest all of the specifically recited features of independent Claim 128.

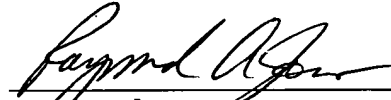
In view of the foregoing, Applicant respectfully submits that the present invention, as defined by independent Claim 128, is patentable over Loeb. Allowance of independent Claim 128 is, therefore, respectfully requested.

V. CONCLUSION:

In view of the foregoing, the application is deemed to be in condition for allowance and action to that end is

respectfully requested. Allowance of pending Claims 93-128
is respectfully requested.

Respectfully Submitted,



Raymond A. Joao
Reg. No. 35,907

Encls.: - Abstract of the Disclosure
- Return Receipt Postcard

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